IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY SECOND DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

WRIT PETITION NO : 8929 of 2005

Between:

1. Bhatahi Kiya Rural Development Society (BIRDS),

represented by its President Mr.P. Balaji, S/o.P.N.Venkatesulu Naidu
R/o. Palamaner, Chittoor District.
2. Community Health And Rural Development Society (CHADS),

represented by its President Mr. M. Raghunadhan. S/o.K.Munaswamy
Palamaner, Chittoor District.
3 SEVA BHARATHI , Rep by its President Mr.B.Subramanyam Reddy.
S/o.B.Venkat Reddy.
Tiruchanoor, Chittoor District.
4 NAVODAYA YUVAJANA SEVA SANGAM Rep by its President
Mr.K.Munikrishnaiah. S/o.KVenkataiah.
R/o.Arimakulapalli, S.R.Puram Mandal Chittoor District.
5 RURAL ORGANISATION OF SOCIAL SERVICE Rep by its President
Mrs.Bharathi Devi . W/o.B.Chakravarthi
R/o.Palamner, Chittoor District.
6 CHAITANYA RURAL DEVELOPMENT ASSOC. rep by its President
Mrs.Janaki Devi W/o.Dr.Sudhakar
R/o.Pichtur , Chittoor District.
7 PRAJA ABHYUDAYA SEVA SAMITHI Rep by Dr.T.K.Murthy S.o.T.gangaiah
R/o.P.K.Layout, Tirupathi.
8 BASAVA THARAKA MAHILA MANDALI Rep by Mrs.Vijayalakshmi
W/o.Prasad.
R/o.Balija Street, Tirupathi.
9 COLLECTIVE ORDER FOR RURAL RECONSTRUCTION EDUCATION
Rep by its President Mr.B.J.Naidu. S/o.B.Munaswamy Naidu
R/o.Pudhipattla, Tirupathi rural, Chittoor District.
10 GANANODAYA RURAL DEVELOPMENT ASSOCIATION. Rep by its
President Mr.Subramanyam Raju. S/o.Ankama Rag
R/o.Aruruvill, Nindra Mandal, Chittoor District.
11 SRI VINAYAKA YUVAJANA SANGAM Rep by its President
Mr.G.M.Bhaskar. S/o.G.Krishnaiah Chetty
R/o.Chittoor , Chittoor District.
12 SRI SAKTHI DEVELOPMENT SOCIETY (SSDS) Rep by its President

Mrs.Av.Hamsaveni. S/o.A.M.Varadaiah
R/o.Tirupathi-2, Chittoor District
13 VIKKAS SEVA SAMITHI Rep by its General Secretary Mr.B.Ravi
R/o.547, Bairagapattada, Tirupathi, Chittoor District.
14 RURAL COMMUNITY DEVELOPMENT ASSOCIATION Rep by its Secretary Dr.A.D.Seshadri S/o.A.Ankaiah
Nagalapuram , Chittoor District.
15 MARGADARSI ABYUDAYA SEVA SAMITHI (MASS) Rep by its Vice Vice-President Mr.Shankaragiri S/o.Rangaiah
R/o.Kalikiri, Chittoor District.

..... PETITIONERS

AND

1 STATE PROJECT DIRECTOR District Primary Education Programme
A.P. Hyderabad. O/o.Commissioner of School Education Saifabad, Hyderabad.
2 THE DISTRICT.COLLECTOR(EDUCATION)
Chittoor , Chittoor District.
3 THE DISTRICT EDUCATIONAL OFFICER
Chittoor District, Chittoor.
4 THE ASST.PROJECT OFFICER
DPEP. O/o.DEO Chittoor, Dist.Chittoor.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to may be pleased to issue a *Writ of Mandamus* or any other appropriate writ or order or direction, directing the respondents to pay the balance amounts forthwith, payable to the petitioners for implementing EGS scheme in Chittoor District as per the statements and recommendations by the 3rd respondent to the 1st respondent through letter Rc.No.40/E1/DPEP/2002, dated 5-7-2004 by declaring the action of respondents in not paying the amounts to the petitioners even after the compilation of EGC Programme by April, 2003 is illegal, arbitrary and contrary to law.

Counsel for the Petitioner: MR.S.RAMA MOORTHY REDDY
Counsel for the Respondents: GP FOR EDUCATION

The Court made the following:

ORDER:

This writ petition is filed by the petitioners, who are 15 in number with a prayer to issue a Writ of Mandamus or any other appropriate writ or order or direction,

directing the respondents to pay the balance amounts forthwith, payable to the petitioners for implementing EGS scheme in Chittoor District as per the statements and recommendations made by the District Educational Officer-third respondent to the first respondent through his letter Rc.No.40/E1/DPEP/2002, dated 05.07.2004 by declaring the action of the respondents in not paying the amounts to the petitioners as illegal and arbitrary.

2 . The grievance of the writ petitioners is that despite their cases being recommended by the District Educational Officer, Chittoor District, the amounts were not released by the first respondent-State Project Director, District Primary Education Programme.

3. When the matter is taken up for hearing, the learned Government Pleader for School education represents that 3/4th amounts have been released to the petitioner and 1/4th amounts have been withheld due to pendency of the Vigilance enquiry. He further submits that after the clearance of the Vigilance Enquiry, necessary orders will be passed with regard to the payment of withheld amounts. If such of the situation, I deem it appropriate to dispose of the writ petition directing the first respondent to expedite the vigilance enquiry within six (6) weeks from the date of receipt of a copy of this order and pass appropriate orders with regard to the release of withheld amounts.

4. Accordingly, the writ petition is disposed of. No order as to costs.

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(B. SESHASAYANA REDDY, J)

Date: 22.06.2005

Note: Issue C.C. in one week.

B.O.

Ksn

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The State Project Director, District Primary Education Programme,
   A.P. Hyderabad, O/o.Commissioner of School Education Saifabad,

Hyderabad.
2. The District Collector (Education)
   Chittoor , Chittoor District.
3 The District Educational Officer
   Chittoor District, Chittoor.
4. The Asst.Project Officer
   DPEP. O/oDistrict Educational Officer,

Chittoor, Dist.Chittoor.

5. Two CCs to G.P. for School Education, High Court Buildings,

Hyderabad (OUT)

6. 2 CD copies

7. 1 CC to MR.RAMA MOORTHY REDDY

*Form-NIC-OGS/WP{**BJPR**}*